

FISCAL NOTE

TO: Chief Clerk of the Senate
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: March 14, 1995

SUBJECT: **SB 1547 - HB 1487**

This bill, if enacted, will transfer the functions of the defense counsel subcommittee to the attorney general's office. Currently, the Attorney General is authorized to defend state employees who are sued as a result of a work-related act or omission. If the Attorney General cannot provide representation due to conflict or budgetary constraints, the employee is referred to the Board of Claims defense counsel subcommittee. This bill will provide that the Attorney General could elect to defend the case through use of current staff, by contracting with outside counsel or by reimbursing the employee for cost incurred by counsel of the employee's choosing. The current sum sufficient appropriation from the Claims Award Fund to defend these cases would be transferred to the Attorney General's Office from the Board of Claims.

The fiscal impact from enactment of this bill is estimated to be minimal and assumes a transfer of funds from the Board of Claims to the Attorney General's office to implement provisions of the bill.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James A. Davenport". The signature is fluid and cursive, with the first name "James" being the most prominent part.

James A. Davenport, Executive Director